



**FOLEY
HOAG** LLP
ATTORNEYS AT LAW

**Fax**

Date: May 11, 2004

To: ISSUE FEE

Fax #: 703-746-4000

Confirm#:

Client Matter#: 23383-001.02

From: Kevin A. Oliver

Sender's Number: 1241

User #: 6674

Total Pages Sent (Including Cover Sheet): 15

Office: Boston

Message

Re: U.S. Application No. 09/844,968

Filed: April 27, 2001

Title: Monitoring System and Process for Structural Instabilities Due to
Environmental Processes

Attorney Docket No. USB-001.02 (23383-001.02)

Dear Sir/Madam:

Enclosed in connection with the above-referenced patent, subject to a certificate of facsimile transmission dated May 11, 2004 to the above FAX number, are the following:

Amendment Under 37 C.F.R. § 1.312 (12 pages); and
Supplemental Application Data Sheet with Domestic Priority Information on
page 2 underlined (2 pages).

Kevin A. Oliver
Reg. No. 42,049

IMPORTANT - PLEASE READ

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

IF THERE ARE ANY PROBLEMS WITH THIS TRANSMISSION PLEASE TELEPHONE THE SENDER.

Seaport World Trade Center West / 155 Seaport Blvd. / Boston, MA 02210-2600 / TEL: 617.832.1000 / FAX: 617.832.7000

Foley Hoag LLP

BOSTON

WASHINGTON, DC

www.foleyhoag.com

PAGE 1/15 * RCVD AT 5/11/2004 10:27:41 AM [Eastern Daylight Time] * SVR:USPTO-EFXXRF-27 * DNIS:7464000 * CSID:617 832 7000 * DURATION (mm-ss):03-34

B



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Scannell

Serial No.: 09/344,968

Filed: April 27, 2001

For: Monitoring System and Process for Structural
Instabilities Due to Environmental Processes

Group Art Unit: 2863

Examiner: Le, Toan

Attorney Docket No.: USB-001.02

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing document is being transmitted by facsimile to the
United States Patent Office, facsimile number: 703-746-4000.

May 11, 2004
Date

Kevin A. Oliver
Kevin A. Oliver

AMENDMENT UNDER 37 C.F.R. § 1.312

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

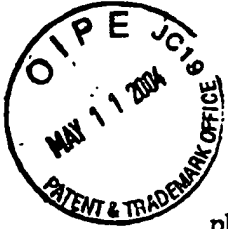
Applicant's Attorney provides herein an amendment under 37 C.F.R. 1.312, to correct
typographical and form matters of the allowed claims. Applicant thus respectfully requests entry
of the present amendment under 37 C.F.R. 1.312.

Applicant does not believe that any additional extension of time or any additional fees are
required for consideration of this Amendment, beyond those which may otherwise be provided
for in accompanying documents. Should any additional extension of time or additional fees be
required for timely consideration of this Preliminary Amendment, however, Applicant's
Attorney hereby petitions for same and requests that the extension fee and any other fee required
for timely consideration be charged to Deposit Account No. 06-1448, Reference USB-001.02.

Further, Applicant's Attorney hereby authorizes the Commissioner to credit any
overpayment to Deposit Account No. 06-1448, Reference USB-001.02.

FHBoston/1052655.1

Serial No. 09/844,968
Atty Docket No.: USB-001.02
Page 2 of 12



INTRODUCTORY COMMENTS

Please amend the specification to correct the language regarding the priority claim, and please amend claims 1, 13, 17, 19-21, and 30 to correct typographical and form issues. Claims 1-39 are thus pending after entry of the amendment. The claim amendments are intended to expedite prosecution, are not related to patentability, and are presented to correct typographical and form matters.